

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

FILED

2011 AUG -9 PM 2:02

CLERK US DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

BY \_\_\_\_\_  
DEPUTY

TEXAS MEDICAL PROVIDERS PERFORMING  
ABORTION SERVICES, et al.,  
Plaintiffs,

-vs-

Case No. A-11-CA-486-SS

DAVID LAKEY, M.D., et al.,  
Defendants.

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**O R D E R**

BE IT REMEMBERED on this day the Court reviewed the file in the above-styled cause, and specifically non-parties Senator Dan Patrick and Representative Sid Miller's Motion for Leave to Appear as *Amici Curiae* [#50], and the related filings [#53, 54]. Having reviewed the documents, the relevant law, and the file as a whole, the Court now enters the following opinion and order DENYING the motion.

Both parties in this case are well-represented by competent and diligent counsel, and neither they nor this Court needs assistance from Senator Patrick or Representative Miller—particularly when much of their “assistance” is nothing more than thinly-veiled rhetoric. This is a federal lawsuit about the constitutionality of a statute, not a soapbox for politicians or a sounding board for public opinion. The Court is confident counsel in this case can protect their clients’ interests all by themselves.

Accordingly,

IT IS ORDERED that Senator Dan Patrick and Representative Sid Miller's Motion for Leave to Appear as *Amici Curiae* [#50] is DENIED.

SIGNED this the 9<sup>th</sup> day of August 2011.

  
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SAM SPARKS  
UNITED STATES DISTRICT JUDGE